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5 **UNITED STATES DISTRICT COURT**  
6 **DISTRICT OF NEVADA**

7 UNITED STATES OF AMERICA,

8 Plaintiff,

9 v.

10 JUSTIN JAMES DOLLIVER,

11 Defendant.

3:21-CR-050-MMD-CSD

**Preliminary Order of Forfeiture**

12 This Court finds Justin James Dolliver pled guilty to Count One of a One-Count  
13 Criminal Indictment charging him with possession of child pornography in violation of 18  
14 U.S.C. § 2252A(a)(5)(B). Criminal Indictment, ECF No. 1; Government's Memorandum in  
15 Support of Plea, ECF No. 33; Change of Plea, ECF No. 37.

16 This Court imposes forfeiture of the property set forth in Government's  
17 Memorandum in Support of Plea and the Forfeiture Allegation of the Criminal Indictment.  
18 Criminal Indictment, ECF No. 1; Government's Memorandum in Support of Plea, ECF  
19 No. 33; Change of Plea, ECF No. 37.

20 This Court finds, under Fed. R. Crim. P. 32.2(b)(1) and (b)(2), the United States of  
21 America has shown the requisite nexus between property set forth in Government's  
22 Memorandum in Support of Plea and the Forfeiture Allegation of the Criminal Indictment  
23 and the offense to which Justin James Dolliver pled guilty.

24 The following property is any visual depiction described in 18 U.S.C. § 2252A, or  
25 any book, magazine, periodical, film, videotape, or other matter which contains any such  
26 visual depiction, which was produced, transported, mailed, shipped or received in violation  
27 of 18 U.S.C. § 2252A(a)(5)(B) and any property, real or personal, used or intended to be  
28 used to commit or to promote the commission of 18 U.S.C. § 2252A(a)(5)(B) or any

1 property traceable to such property and is subject to forfeiture under 18 U.S.C. § 2253(a)(1)  
2 and 2253(a)(3):

3 1. LG V20 cellular telephone, IMEI 359968072183192 (property).

4 This Court finds that on the government's motion, the Court may at any time enter  
5 an order of forfeiture or amend an existing order of forfeiture to include subsequently  
6 located property or substitute property under Fed. R. Crim. P. 32.2(e) and 32.2(b)(2)(C).

7 This Court finds the United States of America is now entitled to, and should, reduce  
8 the aforementioned property to the possession of the United States of America.

9 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND  
10 DECREED that the United States of America should seize the aforementioned property.

11 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all possessory  
12 rights, ownership rights, and all rights, titles, and interests of Justin James Dolliver in the  
13 aforementioned property are forfeited and are vested in the United States of America and  
14 shall be safely held by the United States of America until further order of the Court.

15 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States  
16 of America shall publish for at least thirty (30) consecutive days on the official internet  
17 government forfeiture website, [www.forfeiture.gov](http://www.forfeiture.gov), notice of this Order, which shall  
18 describe the forfeited property, state the times under the applicable statute when a petition  
19 contesting the forfeiture must be filed, and state the name and contact information for the  
20 government attorney to be served with the petition, under Fed. R. Crim. P. 32.2(b)(6).

21 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual  
22 or entity who claims an interest in the forfeited property must file a petition for a hearing to  
23 adjudicate the validity of the petitioner's alleged interest in the property under 21 U.S.C.  
24 § 853(n)(2), which petition shall be signed by the petitioner under penalty of perjury under  
25 21 U.S.C. § 853(n)(3) and 28 U.S.C. § 1746, and shall set forth the nature and extent of the  
26 petitioner's right, title, or interest in the property, the time and circumstances of the  
27 petitioner's acquisition of the right, title or interest in the property, any additional facts  
28 supporting the petitioner's claim, and the relief sought.

1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any,  
2 must be filed with the Clerk of the Court, Bruce R. Thompson U.S. Courthouse and Federal  
3 Building, 400 South Virginia Street, 3rd Floor, Reno, Nevada 89501, no later than thirty  
4 (30) days after the notice is sent or, if direct notice was not sent, no later than sixty (60) days  
5 after the first day of the publication on the official internet government forfeiture site,  
6 www.forfeiture.gov, whichever is earlier.

7 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the  
8 petition, if any, shall be served upon the Asset Forfeiture Attorney of the United States  
9 Attorney's Office at the following address at the time of filing:

10 Daniel D. Hollingsworth  
11 Assistant United States Attorney  
12 Misty L. Dante  
13 Assistant United States Attorney  
14 501 Las Vegas Boulevard South, Suite 1100  
15 Las Vegas, Nevada 89101.

16 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice  
17 described herein need not be published in the event a Declaration of Forfeiture is issued by  
18 the appropriate agency following publication of notice of seizure and intent to  
19 administratively forfeit the above-described property.

20 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send  
21 copies of this Order to all counsel of record.

22 DATED December 14, 2022.

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24 MIRANDA M. DU  
25 UNITED STATES DISTRICT JUDGE  
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